

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CARNEGIE INSTITUTION OF
WASHINGTON, and M7D CORPORATION,

Plaintiffs,

20 CIVIL 0200 (JSR)

-against-

AMENDED JUDGMENT

FENIX DIAMONDS LLC,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated April 19, 2024, The Court thus awards Fenix the full amount of its requested attorneys' fees and non-taxable expenses, totaling \$3,240,669.66, plus post-judgment interest under 28 U.S.C. § 1961. However, the Court rejects Fenix's belated request for discretionary prejudgment interest. The request for pre-judgment interest was waived two times over: Fenix made no such request in any of its earlier briefing in support of its entitlement to attorneys' fees and non-taxable expenses, and its reply brief to its supplemental submission addressed only the proper rate of interest if awarded but did not respond to Carnegie's argument that no pre-judgment interest should be awarded at all.

Dated: New York, New York
April 19, 2024

RUBY J. KRAJICK

Clerk of Court

BY:

Negron Dubel

Deputy Clerk